

# PATENT COOPERATION TREATY

EINGEGANGEN

21. OKT. 2003

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From the RECEIVING OFFICE

To:

Callies, Rainer  
 SOBISCH & CALLIES  
 Odastrasse 4a  
 D-37581 Bad Gandersheim  
 ALLEMAGNE

## INVITATION TO CORRECT DEFECTS IN THE INTERNATIONAL APPLICATION

(PCT Articles 3(4)(i) and 14(1) and Rule 26)

Date of mailing (day/month/year)	16. 10. 2003
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Applicant's or agent's file reference 4557/1 WO
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REPLY DUE	within two months from the above date of mailing
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International application No. PCT/EP 03/ 10949
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International filing date (day/month/year)	02/10/2003
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Applicant ELAN PHARMA INTERNATIONAL LIMITED
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1. ☒ The applicant is hereby invited, within the time limit indicated above, to correct, in the international application as filed, the defects specified on the attached

- ☒ Annex A
- ☐ Annex B1 (*text matter of the international application as filed*)
- ☐ Annex C1 (*drawings of the international application as filed*)

Additional observations (if necessary): \_\_\_\_\_

### HOW TO CORRECT THE DEFECTS ?

Correction must be submitted by filing a replacement sheet embodying the correction and a letter accompanying the replacement sheet, which shall draw attention to the difference between the replaced sheet and the replacement sheet. A correction may be stated in a letter only if it is of such a nature that it can be transferred from the letter to the record copy without adversely affecting the clarity and direct reproducibility of the sheet onto which the correction is to be transferred (Rule 26.4).

### ATTENTION

Failure to correct the defects will result in the international application being considered withdrawn by this receiving Office (see Rule 26.5 for further details).

A copy of this invitation and any attachments has been sent to the International Bureau

☐ and the International Searching Authority.

Name and mailing address of the Receiving Office European Patent Office, P.B. 5818 Patentlaan 2 NL-2280 HV Rijswijk Tel. (+31-70) 340-2040 Fax: (+31-70) 340-3016
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Authorized officer  H.A.M. Waterhaar
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The receiving Office has found the following defects in the international application as filed:

1. As to signature\* of the international application (Rules 4.15 and 90.4), the request :

- a. ☐ is not signed.
- b. ☒ is not signed by all the applicants.
- c. ☐ is not accompanied by the statement referred to in the check list in Box No. VIII of the request explaining the lack of the signature of an applicant for the designation of the United States of America.
- d. ☒ is signed by what appears to be an agent/common representative but
  - ☒ the international application is not accompanied by a power of attorney appointing him.
  - ☐ the power of attorney accompanying the international application was not signed by all the applicants.
- e. ☐ other (specify) :

\* All applicants must sign, including inventors if they are also applicants (e.g. where the United States of America is designated).

2. As to indications concerning the applicant, the request (Rules 4.4 and 4.5) :

- a. ☐ does not properly indicate the applicant's name (specify) :
- b. ☐ does not indicate the applicant's address.
- c. ☐ does not properly indicate the applicant's address (specify) :
- d. ☐ does not indicate the applicant's nationality.
- e. ☐ does not indicate the applicant's residence.
- f. ☐ other (specify) :

3. As to the language of certain elements of the international application, other than the description and claims (Rules 12.1(c) and 26.3ter(a) and (c)):

- a. ☐ the request is not in a language which is both a language accepted by this receiving Office and a language of publication, which are: ENGLISH, FRENCH or GERMAN.
- b. ☐ the text matter of the drawings is not in the language in which the international application is to be published, which is: ENGLISH.
- c. ☐ the abstract is not in the language in which the international application is to be published, which is: ENGLISH.

4. The title of the invention :

- a. ☐ is not indicated in Box No.I of the request (Rule 4.1(a)).
- b. ☐ is not indicated at the top of the first sheet of the description (Rule 5.1(a)).
- c. ☐ as appearing in Box No.I of the request is not identical with the title heading the description (Rule 5.1(a)).

5. As to the abstract (Rule 8) :

- ☐ the international application does not contain an abstract.